

Oregon Water Resources Department  
Water Rights Division

Water Rights Application  
Number R-85014

**Final Order**  
**Extension of Time for Permit Number R-13393**

**Appeal Rights**

**This is a final order in other than a contested case.** This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080 you may either petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

**Application History**

The Department issued Permit R-13393 on September 23, 2002. The permit called for complete application of water to beneficial use by October 1, 2006. On September 28, 2006, Richard Taylor submitted to the Department an Application for Extension of Time for Permit R-13393. In accordance with OAR 690-315-0050(2), on July 3, 2007, the Department issued a Proposed Final Order proposing to deny the extension of time to fully apply water to beneficial use to October 1, 2010. The protest period closed August 17, 2007, in accordance with OAR 690-315-0060(1). One written protest from the applicant, Richard Taylor, was filed with the Department on August 6, 2007.

The applicant indicated that the use of water under Permit R-13393 will be for aquaculture, but has not yet begun beneficial use for that purpose. He has been in contact with Oregon Department of Fish and Wildlife (ODFW) regarding the fish screening and by-pass requirements necessary, and received information that conflicts with information provided by the Department.

The Department reviewed the protest and the information that the applicant received from ODFW and concluded that, based on the factors demonstrated by the applicant, and his confirmation that diversion for the purposes of Permit R-13393 has not occurred to date, the permit may be extended.

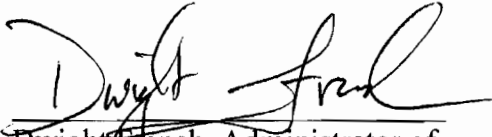
The information provided by the applicant establishes good cause for the permit extension pursuant to ORS 537.230, 539.010(5) and OAR 690-315-0040(2).

**Order**

The extension of time for Application R-85014, Permit R-13393, therefore, is approved. The

deadline for completing construction is extended to October 1, 2010. The deadline for applying water to full beneficial use is extended to October 1, 2010.

DATED: February 7, 2008



Dwight French, Administrator of  
Water Rights and Adjudications  
*for*  
Phillip C. Ward, Director

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- If you have any questions about statements contained in this document, please contact Patricia McCarty at (503) 986-0820.
  - If you have other questions about the Department or any of its programs, please contact our Water Resources Customer Service Group at (503) 986-0900.
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